

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT****Complete if Known**

Application Number	10/587,052
Filing Date	April 9, 2007
First Named Inventor	Paul A. Bunn Jr.
Art Unit	1642
Examiner Name	Sean E. Aeder
Attorney Docket Number	5941-65-PUS

Sheet 1 of 2

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number Number-kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	1	5914269	06/22/99	Bennett et al.	
	2	6794392	09/01/04	Suzuki et al.	
	3	2003/0190689	10/01/03	Crosby et al.	

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Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ ; Number ⁴ ; Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
	4	EP 1236474	09/04/02	MAX PLANCK GESELLSCHAFT		
	5	EP 1510221	03/02/05	MITSUBISHI PHARMA CORP		
	6	WO 02/05791	01/24/02	PHARMACIA & UPJOHN SPA		
	7	WO 03/101491	12/11/03	MITSUBISHI PHARMA CORP		(translated abstract)
	8	WO 2004/046386	06/03/04	GENOMIC HEALTH INC		
	9	WO 2004/111273	12/23/04	GENOMIC HEALTH INC		

Examiner Signature		Date Considered	
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OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)		
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	10	BROGNARD et al., Akt/protein kinase B is constitutively active in non-small cell lung cancer cells and promotes cellular survival and resistance to chemotherapy and radiation. Cancer Research, 2001, Vol. 61, pages 3986-3997.
	11	CAPPUZZO et al., EGFR and HER2 gene copy number and response to first-line chemotherapy in patients with advanced non-small lung cancer. Journal of Thoracic Oncology, 2007. Vol. 2, pages 423-429
	12	DZIADZUISZKO et al., "Epidermal growth factor receptor gene copy number and protein level are not associated with outcome of non-small cell lung cancer patients treated with chemotherapy. Annals of Oncology, 2007, Vol. 18, pages 447-452
	13	HIRSCH et al., Combination of EGFR gene copy number and protein expression predicts outcome for advanced non small cell lung cancer patients treated with gefitinib. Annals of Oncology, 2007, Vol. 18, pages 752-760.
	14	KUWADA et al., "Effects of Trastuzumab on epidermal growth factor receptor-dependent and -independent human colon cancer cells" International Journal of Cancer, John Wiley & Sons, Inc. March 20, 2004, pages 291-301
	15	SAITO et al. Proc. Natl. Acad. Sci. USA. April 1999, vol. 96, pages 4592-4597
	16	Supplementary European Search Report for European Application No. 05755989.0, dated July 2, 2009 (Attorney's Reference No. 2848-70-PEP)
	17	Official Action for U.S. Patent Application No. 11/781,946, mailed July 27, 2009 (Attorney's Ref. No. 5941-65-PUS-CIP)

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